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RE: Zero Emissions Certificate Application

Board Staff has developed the following Q&A to additional questions received regarding the ZEC Application that was posted on November 19, 2018.

Q1: Is DVD electronic format a permitted medium for data and documents required for submission by the applicant?

A: Yes. As indicated in the 1st round of Q&A on the ZEC application, electronic data disc format is acceptable to supplement the application submissions.

Q2: The November 19, 2018 Board Order for the ZEC Program indicates that applicants must explain any declarations of confidentiality on the application and submitted data. However, the ZEC Act states that all submissions are considered confidential. Does that mean that confidentiality requests should only be made for data not covered under the ZEC Act provisions?

A: No. Any and all data that the applicant deems confidential must be accompanied by an explanation as to why confidentiality is sought. This is a standard Board policy.

Q3: The November 19, 2018 Board Order for the ZEC Program indicates that redacted and unredacted versions of the application and submission requirements must be submitted by the applicant if said applicant claims information confidential. Can documents that are entirely confidential, in the eyes of the applicant, be omitted from the redacted version of the filing?

A: No. Information and submissions in the redacted version must be redacted to indicate that there was data provided with the application.

Q4: The ZEC Application requires copies of information provided by the owner/operator to the SEC for the past five years. Does this only pertain to the specific unit or to the parent company filings as well?

A: This applies to the unit's owner, operator, parent company, and any other entity that claims a financial interest in the unit.

Q5: The ZEC Application requires a spreadsheet of rate impacts to all rate classes of New Jersey electric customers. How should a generation owner have sufficient information to respond to this request?

A: It is the responsibility of the applicant to determine the best method of obtaining this information. The response must be verifiable.

Q6: How should the application fees be submitted?

A: Wire transfer is the best method and instructions to do so can be requested. A check is also acceptable.

Q7: Are individual “certifications” needed for each document where certification is required per the application, or is one certification for the package acceptable?

A: Each document should be accompanied by its own certification as required by the application.

Q8: What hour of the day is the filing deadline on December 19, 2018?

A: The filing must be made during the normal business hours of the BPU *at or before 5:00 P.M.* EST. N.J.A.C. 14:1-1.4

Q9: Can the non-disclosure agreement format be discussed?

A: As noted in the Board’s November 19, 2018 Order, the applicant, IMM, and Rate Counsel are expected to execute the standard NDA.